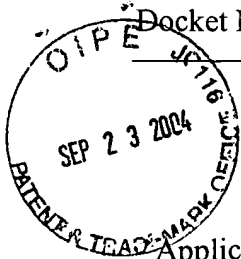


IFW

Docket No.: ENDIUS.5CP1C8

Customer No. 20,995



### INFORMATION DISCLOSURE STATEMENT

Applicant : Thomas W. Davison et al.  
App. No. : 10/685,761  
Filed : October 15, 2003  
For : CANNULA FOR RECEIVING SURGICAL  
INSTRUMENTS  
Examiner : Unknown  
Group Art Unit : 3763

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Dear Sir:

Enclosed is form PTO-1449 listing 106 references. Copies of disclosed U.S. patents and/or publications are not included pursuant to PTO waiver of the requirement under 37 C.F.R. § 1.98(a)(2)(i) for applications filed after June 30, 2003. Copies of other references, if listed, are enclosed.

This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37 C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Respectfully submitted,  
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: September 21, 2004

By:   
Andrew M. Douglas  
Registration No. 51,212  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404



PATENT

Case Docket No. ENDIUS.5CP1C8

Date: September 21, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Thomas W. Davison et al.  
Appl. No. : 10/685,761  
Filed : October 15, 2003  
For : CANNULA FOR RECEIVING  
SURGICAL INSTRUMENTS  
Examiner : Unknown  
Group Art Unit : 3763

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

September 21, 2004

(Date)

Andrew M. Douglas  
Andrew M. Douglas, Reg. No. 51,212

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) An Information Disclosure Statement;
- (X) A PTO Form 1449 listing one hundred six (106) references, twenty three (23) of which are enclosed; and
- (X) Return prepaid postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.

Andrew M. Douglas  
Andrew M. Douglas  
Registration No. 51,212  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
ENDIUS.5CP1C8APPLICATION NO.  
10/685,761INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT

(USE SEVERAL SHEETS IF NECESSARY)

APPLICANT  
Thomas W. Davison, et al.FILING DATE  
October 15, 2003GROUP  
3763

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	1	3,044,461	07/17/62	Murdock			
	2	3,789,852	02/05/74	Kim et al.			
	3	4,545,374	10/08/85	Jacobson			
	4	4,601,713	07/22/86	Fuqua			
	5	4,716,901	01/05/88	Jackson et al.			
	6	4,817,587	04/04/89	Janese			
	7	4,819,620	04/11/89	Okutsu			
	8	4,921,478	05/01/90	Solano et al.			
	9	4,984,564	01/15/91	Yuen			
	10	5,025,778	06/25/91	Silverstein et al.			
	11	5,131,382	07/21/92	Meyer			
	12	5,139,499	08/18/92	Small et al.			
	13	5,163,949	11/17/92	Bonutti			
	14	5,171,279	12/15/92	Mathews			
	15	5,190,561	03/02/93	Graber			
	16	5,195,541	03/23/93	Obenchain			
	17	5,197,971	03/30/93	Bonutti			
	18	5,224,680	07/06/93	Greenstein et al.			
	19	5,287,845	02/22/94	Faul et al.			
	20	5,295,994	03/22/94	Bonutti			
	21	5,312,417	05/17/94	Wilk			
	22	5,354,302	10/11/94	Ko			
	23	5,370,647	12/06/94	Graber et al.			
	24	5,395,317	03/07/95	Kambin			
	25	5,439,464	08/08/95	Shapiro			
	26	5,454,365	10/03/95	Bonutti			
	27	5,472,426	12/05/95	Bonati et al.			

EXAMINER

DATE CONSIDERED

\*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. ENDIUS.5CP1C8	APPLICATION NO. 10/685,761
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (USE SEVERAL SHEETS IF NECESSARY)		APPLICANT Thomas W. Davison, et al.	
		FILING DATE October 15, 2003	GROUP 3763

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	28	5,484,437	01/16/96	Michelson			
	29	5,489,307	02/06/96	Kuslich et al.			
	30	5,520,607	05/28/96	Frassica et al.			
	31	5,571,072	11/05/96	Kronner			
	32	5,575,754	11/19/96	Konomura			
	33	5,601,590	02/11/97	Gauld et al.			
	34	5,667,520	09/16/97	Bonutti			
	35	5,707,359	01/13/98	Bufalini			
	36	5,762,269	06/09/98	Kambin			
	37	5,792,044	08/11/98	Foley et al.			
	38	5,795,289	08/18/98	Wyttenbach			
	39	5,827,319	10/27/98	Carlson et al.			
	40	5,902,231	05/11/99	Foley et al.			
	41	5,954,635	09/21/99	Foley et al.			
	42	5,961,499	10/05/99	Bonutti et al.			
	43	5,997,508	12/07/99	Lunn et al.			
	44	6,120,437	09/19/00	Yoon et al.			
	45	6,162,236	12/19/00	Osada			
	46	6,171,299 B1	01/09/01	Bonutti			
	47	6,187,000 B1	02/13/01	Davison et al.			
	48	6,306,170 B2	10/23/01	Ray			
	49	6,312,443 B1	11/06/01	Stone			
	50	6,338,730 B1	01/15/02	Bonutti et al.			
	51	6,358,226 B1	03/19/02	Ryan			
	52	6,361,488 B1	03/26/02	Davison et al.			
	53	6,371,968 B1	04/16/02	Kogasaka et al.			
	54	6,383,195 B1	05/07/02	Richard			

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## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	55	6,494,893 B2	12/17/02	Dubrul et al.			
	56	6,497,654 B1	12/24/02	Leonard et al.			
	57	6,524,320 B2	02/25/03	DiPoto			
	58	6,530,880 B2	03/11/03	Pagliuca			
	59	6,530,926 B1	03/11/03	Davison			
	60	6,564,078 B1	05/13/02	Marino et al.			
	61	6,589,225 B2	07/08/03	Orth et al.			
	62	6,620,129 B2	09/16/03	Stecker et al.			
	63	6,652,553 B2	11/25/03	Davison et al.			
	64	2001/0011170 A1	08/02/01	Davison et al.			
	65	2003/0014068 A1	01/16/03	Bonutti et al.			
	66	2003/0040656 A1	02/27/03	Pagliuca et al.			
	67	2003/0073998 A1	04/17/03	Pagliuca et al.			
	68	2003/0083688 A1	05/01/03	Simonson			
	69	2003/0083689 A1	05/01/03	Simonson			
	70	2003/0139648 A1	07/24/03	Foley et al.			
	71	2003/0153927 A1	08/14/03	DiPoto et al.			
	72	2003/0191371 A1	10/09/03	Smith et al.			
	73	2003/0195405 A1	10/16/03	Marino et al.			
	74	2003/0195493 A1	10/16/03	Davison et al.			
	75	2003/0195549 A1	10/16/03	Davison et al.			
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	77	2003/0195551 A1	10/16/03	Davison et al.			
	78	2003/0199871 A1	10/23/03	Foley et al.			
	79	2003/0199885 A1	10/23/03	Davison et al.			
	80	2004/0059339 A1	03/25/04	Roehm, III et al.			

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## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	81	2004/0078051 A1	04/22/04	Davison et al.			
	82	2004/0093002 A1	05/13/04	Davison et al.			
	83	2004/0098012 A1	05/20/04	Davison et al.			

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	84	EP 0 528 562 A2	02/24/93	European Patent Office				
	85	EP 0 807 415 A3*	08/12/98	European Patent Office				
	86	EP 0 980 677 A1	02/23/00	European Patent Office				
	87	EP 1 251 767 A2	10/30/02	European Patent Office				
	88	EP 1 305 077 A1	05/02/03	European Patent Office				
	89	FR 2 701 379	06/19/94	Destandau				X
	90	JP 2000-83960 A2	03/28/00	Japanese Patent Office				X
	91	JP 2001-149376 A2	06/05/01	Japanese Patent Office				X
	92	WO 01/54560 A3	08/02/01	Patent Cooperation Treaty				
	93	WO 02/09801 A1	02/07/02	Patent Cooperation Treaty				
	94	WO 02/078767 A2	10/10/02	Patent Cooperation Treaty				
	95	WO 92/21292 A2	02/18/93	Patent Cooperation Treaty				
	96	WO 93/14801 A1	08/05/93	Patent Cooperation Treaty				
	97	WO 94/03114 A1	02/17/94	Patent Cooperation Treaty				
	98	WO 95/10218 A1	04/20/95	Patent Cooperation Treaty				
	99	WO 95/22285 A1	08/24/95	Patent Cooperation Treaty				
	100	WO 95/32663 A1	12/07/95	Patent Cooperation Treaty				
	101	WO 03/07783 A2	01/30/03	Patent Cooperation Treaty				

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  <b>INFORMATION DISCLOSURE STATEMENT          BY APPLICANT</b>  (USE SEVERAL SHEETS IF NECESSARY)	ATTY. DOCKET NO. ENDIUS.5CP1C8	APPLICATION NO. 10/685,761
	APPLICANT Thomas W. Davison, et al.	
	FILING DATE October 15, 2003	GROUP 3763

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)	
	102	Parviz Kambin, MD and Jonathan L. Schaffer, MD, <i>Lumbosacral and Spinopelvic Fixation</i> , 44:565-577, 1996, "Arthroscopic Fusion of the Lumbosacral Spine"
	103	Parviz Kambin, <i>Arthroscopic Lumbar Interbody Fusion</i> , 77:1055-1066
	104	Parviz Kambin, <i>The Adult Spine: Principles and Practice</i> , 2d, 95:2037-2047, 1997, "Arthroscopic Lumbar Intervertebral Fusion"
	105	Parviz Kambin, <i>The Adult Spine: Principles and Practice</i> , 2d, 94:2023-2036, 1997, "Arthroscopic Microdiscectomy"
	106	Parviz Kambin, <i>Operative Arthroscopy, Second Edition</i> , 89:1215-1225, 1996, "Arthroscopic Techniques for Spinal Surgery"

- \* Pursuant to 37 C.F.R. § 1.98(d), a copy of this reference was previously provided in the parent application, U.S. Application Serial No. 09/137,335. An additional copy is not enclosed.

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